**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)]

on Nov 22, 2004Signature Michael J. DoveTyped or printed name Michael J. Dove

In re Application of

Michael J. Dove

Application Number

10/053,392

Filed

Jan. 23, 02For Telescoping extension pole with built-in tube end protection

Art Unit

3676

Examiner

Williams

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 340.00☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:\$ 170.00☒ A check in the amount of the fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. . I have enclosed a duplicate copy of this sheet.☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☒ applicant/inventor.☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)☐ attorney or agent of record.
Registration number _____☐ attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34. _____Michael J. Dove
Signature_____
Typed or printed name_____
Telephone number_____
Date**NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.**☒ *Total of 1 forms are submitted.

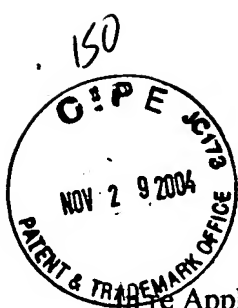
This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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GROUP 3600



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Michael J. Dove

Serial No.: 10/053,192

Filed: January 23, 2002

For: **TELESCOPING EXTENSION POLE WITH
BUILT-IN TUBE END PROTECTION**

Group Art Unit: 3676

Examiner: Williams, Mark A.

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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GROUP 3600

NOTICE OF APPEAL

Sir:

Please find enclosed herewith Applicant's Notice of Appeal PTO/SB/31 filed in regard to the above-reference application in accordance with 37 CFR 1.191(a).

As per Applicant's telephone communication with Examiner Williams on November 17, 2004, it is Applicant's understanding that Applicant's August 23, 2004 Amendment and Response to the Final Office Action of May 21, 2004, in accordance with 37 CFR 1.116, will be entered. In this regard, Applicant understands that Claims 5-16 are currently pending in the application at the time of Applicant's submission of the Notice of Appeal.

Accordingly, Claims 5-16 (attached herewith) are identified as the rejected claims for appeal.

Applicant has included fees under 37 CFR 1.17(b) for a reply which include a 3-month extension of time in accordance with 37 CFR 1.136(a). Accordingly, Applicant believes the Notice of Appeal to be timely filed within the period for reply set in the last Office Action. In this regard, Applicant has included a check in the amount of \$655.00 which includes the following fees:

Notice of Appeal	37 CFR 1.17(b)	\$170.00
Three month extension of time	37 CFR 1.17(a)(3)	\$490.00
	TOTAL	\$660.00

Date Nov 22, 2004

Michael J. Dove

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 [37 CFR 1.8(a)].

Michael J. Dove

Date

Nov 22, 2004